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Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

/Dina M. Clark/
Name: Dina M. Clark

Date: March 5, 2009

Attorney Docket: 101384-22

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: KIRK EDWARD VANDEZANDE
USSN.: 10/629,380
FILING DATE: July 29, 2003
FOR: HIERARCHICAL OPTIMIZATION FOR PROCEDURAL EFFECTIVENESS
ART UNIT: 2913
EXAMINER: Shubo Zhou
CUSTOMER NO.: 27,388

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NON-COMPLIANT AMENDMENT

SIR:

In response to the Notice of Non-Compliant Amendment pursuant to 37 C.F.R. §1.121 dated February 26, 2009, the applicant hereby submits a Substitute Amendment, whereby the non-compliant portions of claim 2 and claim 11 has been corrected.

Amendments to the Claims are reflected in the listings of claims which begin on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper.